

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re:

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W.R. GRACE & CO., et al.,

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Chapter 11

Debtor.

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Case No. 01-01139 (JKF)  
(Jointly Administered)

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Related Docket No. 22526, 22819

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**CNA’S OBJECTIONS TO CERTAIN EXHIBITS PROFFERED BY  
BNSF RAILWAY COMPANY**

Continental Casualty Company and Continental Insurance Company, on their own behalf and on behalf of their predecessor companies, affiliates and subsidiaries which issued insurance policies to the Debtors (individually or collectively, “CNA”) hereby object to certain exhibits proffered for the Phase II Confirmation Hearing by BNSF Railway Company (“BNSF”).

CNA objects to certain of the exhibits proffered by BNSF on the grounds set forth in the Table annexed hereto as Exhibit A. In addition, CNA reserves the right to join the objections to proffered exhibits from BNSF of any other party to the proceeding, and to object to any proffer based on the actual testimony at the Phase II trial. Based on these objections, CNA respectfully requests that this Court exclude the objected-to exhibits.

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Dated: September 1, 2009